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DATE: August 11, 2004

TO: Missing Parts

FAX NO.: (703) 746-4060

FROM: Jeffrey L. Wilson (alb)

RE: Serial No. 10/785,242; Atty Docket No. 1503/6

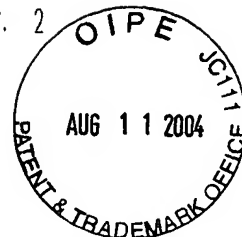
NUMBER OF PAGES TO FOLLOW: 12

If transmission is poor, or if you do not receive all pages, please
call (919) 493-8000 as soon as possible.

COMMENTS:

Attachment: Transmittal Letter (1 page);
Response to Notice to File Missing Parts (2 pages);
Copy of Notice to File Missing Parts (2 pages);
Executed Declaration (4 pages);
Petition for Extension of Time Under 37 CFR 1.136(a)
(2 pages); and
Fee Transmittal (PTO/SB/17, 1 page).

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**JENKINS
WILSON
& TAYLOR**

patent attorneys

August 11, 2004

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I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date shown below.

Angela L. Boyd
Angela L. Boyd
Date of Signature August 11, 2004

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/785,242 for
METHODS, SYSTEMS AND COMPUTER PROGRAM
PRODUCTS FOR MONITORING A SERVER APPLICATION
Our Ref. No. 1503/6

Sir:

Enclosed please find the following:

1. Response to Notice to File Missing Parts (2 pages);
2. Copy of Notice to File Missing Parts (2 pages);
3. Executed Declaration (4 pages);
4. Petition for Extension of Time Under 37 CFR 1.136(a) (2 pages); and
5. Fee Transmittal (PTO/SB/17, 1 page).

Please contact our offices if there are any questions with this matter.

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

Jeffrey L. Wilson

Jeffrey L. Wilson
Registration No. 36,058
Customer No: 25297

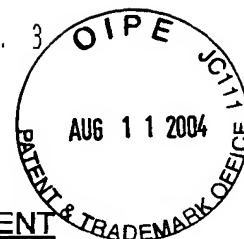
JLW/alb
Enclosures

AUG. 11. 2004 3:42PM

JENKINS & WILSON

NO. 496

P. 3



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Angela L. Boyd

Angela L. Boyd

Date of Signature August 11, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Motsinger et al.

Group Art Unit: To Be Assigned

Serial No.: 10/785,242

Examiner: To Be Assigned

Filed: February 24, 2004

Docket No.: 1503/6

Confirmation No.: To Be Assigned

For: METHODS, SYSTEMS AND COMPUTER PROGRAM PRODUCTS FOR
MONITORING A SERVER APPLICATION

RESPONSE TO NOTICE TO FILE MISSING PARTS
- FILING DATE GRANTED

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is pursuant to the "Notice to File Missing Parts of Application - Filing Date Granted" dated May 18, 2004. A Petition for a one-month Extension of Time is filed herewith extending the time for response up to and including August 18, 2004. Please find enclosed the following:

1. An original executed Declaration for the above-referenced U.S. Patent Application; and

08/12/2004 IBALINAN 00000110 500426 10785242

02LFC:2251

55.00 DA

Appl. Serial No.: 10/785,242

2. A Petition for Extension of Time under 37 CFR 1.136(a) for the above-referenced U.S. Patent Application.


A copy of the Notice to File Missing Parts is being filed simultaneously.

The Commissioner is hereby authorized to charge the amount of \$120.00 (\$65.00 representing the Missing Parts surcharge fee for a small entity and \$55.00 representing the Petition for Extension of Time fee) in connection with the filing of this correspondence, and is hereby authorized to charge any other fee associated with the filing of this correspondence, to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

Date: 8-11-04

By: 
Jeffrey L. Wilson
Registration No. 36,058
Customer No: 25297

1503/6 JLW/alb

Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/785,242	02/24/2004		1503/6

25297
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DURHAM, NC 27707

CONFIRMATION NO. 1031

FORMALITIES LETTER

10/785,242 02/24/2004 1503/6
OC000000012702002

Date Mailed: 05/18/2004



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

AUG. 11. 2004 3:42PM

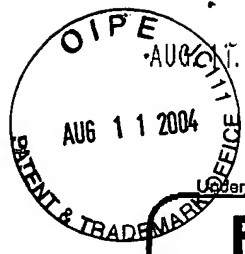
JENKINS & WILSON

NO. 496 P. 6


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



AUG 11 2004 3:44PM

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NO. 496 P. 12

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$120.00)

Complete if Known

Application Number	10/785,242
Filing Date	February 24, 2004
First Named Inventor	David Lee Motsinger
Examiner Name	To Be Assigned
Art Unit	
Attorney Docket No.	1503/6

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 50-0426
Deposit Account Name: Jenkins, Wilson & Taylor, P.A.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments
☐ Charge any additional fee(s) or any underpayment of fee(s)
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims: -20** = X =
Independent Claims: -3** = X =
Multiple Dependent: =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 43	Independent claims in excess of 3	
1203 290	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	65.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	55.00
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$120.00)

SUBMITTED BY

Name (Print/Type)	Jeffrey L. Wilson	Registration No. (Attorney/Agent)	36,058	Telephone	919-493-8000
Signature	<i>Jeffrey L. Wilson</i>	Date	8-11-04		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.